

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

REBA CARTER, ET. AL,
Plaintiffs

v.

HOUSTON INDEPENDENT
SCHOOL DISTRICT,
Defendant

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Civil Action 4:14-CV-01390
(CONSOLIDATED WITH C.A. NO.
4:15-CV-01394 AND 4:15-CV-01395)

**PLAINTIFF'S OPPOSED MOTION TO WITHDRAW AS ATTORNEY
OF RECORD AND ATTORNEY IN CHARGE AS TO PLAINTIFF,
KATHY BROWN, AND
MEMORANDUM IN SUPPORT THEREOF**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

COMES NOW, Donna Roth, and respectfully asks this Honorable Court to allow her and her co-counsel, William Pieratt Demond, Meagan Hassan and Kervyn B. Altaffer Jr. to withdraw as attorneys for the Plaintiff, Kathy Brown.

A. Introduction

1. The Plaintiff the subject of this Motion to Withdraw is Kathy Brown. Defendant is Houston Independent School District.
2. Plaintiff sued Defendant under the Age Discrimination in Employment Act.

B. Argument

3. At present, there is no other attorney to represent this individual.
4. Kathy Brown has been previously notified of counsels' decision to file the motion and sent a copy of the motion and the date after which the Court may take the matter under advisement. Kathy Brown has been advised of any pending deadlines, including a copy of the Court's Scheduling Order.

5. Kathy Brown was advised of her right to object to the subject motion and as of the filing of this motion undersigned counsel has not received any objection.

6. Defendant simultaneous with the filing of the subject Motion has been provided the last known address, telephone number and email address for Kathy Brown.

7. This withdrawal will not delay these proceedings.

8. There is good cause to grant the instant motion. Specifically, Plaintiff has failed to cooperate with counsel and has failed to communicate with counsel save and except to express her desire to withdraw from the subject litigation. Further, on September 5, 2017, counsel forwarded a Notice of Voluntary Dismissal to Kathy Brown for her signature, as per her request, and as of this filing it has not been returned. Rather than dismiss this individual, the attorneys herein request that this Honorable Court grant the instant motion and provide the Plaintiff at issue herein with at least 30 days to secure new counsel.

C. Prayer

9. Based on the foregoing, Donna Roth, William Pieratt Demond, Meagan Hassan and Kervyn B. Altaffer Jr. ask this Honorable Court to grant their Motion to Withdraw and provide Plaintiff, Kathy Brown with 30 days to secure substitute counsel if she so desires.

Respectfully submitted,

By: /s/ Donna Roth

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Attorneys for Plaintiffs

CERTIFICATE OF CONFERENCE

I hereby certify that I have conferred with Lisa McBride (counsel for Defendant) and that she is opposed hereto.

/s/ Donna Roth
Donna Roth

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw was served by electronic notice to all parties of record on this the 28th day of November, 2017.

/s/ Donna Roth
Donna Roth